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LAWRENCE R. GOLDFARB

7 and BAYSTAR CAPITAL MANAGEMENT,

8
9 **UNITED STATES DISTRICT COURT**

10 **NORTHERN DISTRICT OF CALIFORNIA**

11 **SAN FRANCISCO DIVISION**

12
13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 LAWRENCE R. GOLDFARB and
17 BAYSTAR CAPITAL MANAGEMENT,

18 Defendants.

Case No. 3:11-cr-0099 WHA

**STIPULATED ORDER RESCHEDULING
STATUS CONFERENCE AND
EXCLUDING TIME UNDER THE
SPEEDY TRIAL ACT**

The parties are scheduled to appear before this Court on December 4, 2012, for status. At the last status conference on September 18, 2012, and in a Stipulated Order dated October 10, 2012 (Docket 49), the parties advised the Court of a medical issue affecting Defendant Lawrence Goldfarb. Counsel for both parties have spoken to Mr. Goldfarb's treating doctor and confirmed that the medical issue persists and it is not recommended that Mr. Goldfarb attend the scheduled status conference on December 4, 2012. In addition, due to the medical issue, the parties will not be able to conduct a settlement conference, which the parties had intended to conduct on November 28, 2012, prior to the scheduled December 4, 2012 status conference, as ordered by the Court. The parties intend to file a status statement under seal describing Mr. Goldfarb's medical condition in more detail.

A new settlement conference is scheduled for January 3, 2013. In light of Mr. Goldfarb's medical issue, the parties respectfully request that the Court re-schedule the December 4, 2012 status conference to January 8, 2013 at 2:00 p.m., so as to allow the medical issue to be addressed and to allow the parties to conduct the settlement conference prior to the next status conference.

Further, pursuant to 18 U.S.C. Section 3161(h)(7)(B)(ii) and (iv), the parties ask the Court to exclude time under the Speedy Trial Act from December 4, 2012, to January 8, 2013, due to the complexity of the case and to allow for adequate preparation for pretrial proceedings and due to Mr. Goldfarb's medical issue.


STIPULATED:

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IT IS SO ORDERED

DATED: November 28, 2012


WILLIAM H. ALSUP
United States District Judge